

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO. 3890-01  
BILL NO. HB 2016  
SUBJECT: Regulation of Explosive Blasters  
TYPE: Original  
DATE: April 13, 2000

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**FISCAL SUMMARY**

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ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
General Revenue	(\$32,367)	(\$33,566)	(\$41,994)
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>(\$32,367)</b>	<b>(\$33,566)</b>	<b>(\$41,994)</b>

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None			
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses

This fiscal note contains 4 pages.

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**FISCAL ANALYSIS**

**ASSUMPTION**

Officials from the **Office of Administration, Office of State Courts Administrator, Department of Economic Development, Department of Labor and Industrial Relations, Department of Natural Resources, and the Department of Transportation**, assume the proposed legislation would have no fiscal impact on their agencies.

Officials from the **Office of Attorney General** assume the costs of the proposed legislation could be absorbed within existing resources.

Officials from the **Department of Public Safety - Division of Fire Safety (DFS)** assume they would be responsible for developing, approving, and monitoring training; approving and processing applications for certification; collecting and depositing fees for certification; and overseeing and enforcing legislation. DFS gathered data from the Missouri Limestone Producers Association, Blasting Manufacturers, Underground Mining Organizations, and general contractors to determine there are at least 500 blasters that would qualify for certification. DFS estimates 200 would apply for certification in FY 2001, 300 in FY 2002, and 25 in FY 2003. DFS requests one FTE Training Technician I to approve, evaluate and develop training courses for blasters; monitor and audit course delivery; review applications for certification to ensure they meet criteria; evaluate re-certification applications, management, and correspondence relating to legislation.

Officials from the **Office of Secretary of State (SOS)** assume there would be costs due to additional publishing duties related to the Division of Fire Safety's authority to promulgate rules, regulations, and forms. SOS estimates the division could require approximately 22 new pages of regulations in the Code of State Regulations at a cost of \$26.50 per page, and 33 new pages in the Missouri Register at a cost of \$22.50 per page. Costs due to this proposal would be \$1,325.50, the actual fiscal impact would be dependent upon the actual rulemaking authority and may be more or less. Financial impact in subsequent fiscal years would depend entirely on the number, length, and frequency of the rules filed, amended, rescinded, or withdrawn. SOS does not anticipate the need for additional staff as a result of this proposal; however, the enactment of more than one similar proposal may, in the aggregate, necessitate additional staff.

**Oversight** assumes SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process. Any decisions to raise fees to defray costs would likely be made in subsequent fiscal years.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
<b>GENERAL REVENUE</b>			
<u>Costs</u> - Division of Fire Safety			
Salaries	(\$22,890)	(\$28,572)	(\$29,760)
Fringe Benefits	(7,039)	(8,786)	(9,151)
Expense and Equipment	(7,438)	(3,708)	(3,708)
Total	(\$37,367)	(\$41,066)	(\$42,619)
<u>Income</u> - Division of Fire Safety			
Application Fees	\$5,000	\$7,500	\$625
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE</b>	<b><u>(\$32,367)</u></b>	<b><u>(\$33,566)</u></b>	<b><u>(\$41,994)</u></b>

<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
	0	0	0

FISCAL IMPACT - Small Business

No direct fiscal impact on small businesses would be expected due to this proposal.

DESCRIPTION

The proposed legislation requires a person to have state certification as a blaster before being permitted to load or fire explosives. Applicants for certification must attend training courses, pass an examination, and demonstrate fitness of character. Violation of these provisions is a class C misdemeanor for the first offense, a class B misdemeanor for the second offense, and a class A misdemeanor for the third offense. Certification may also be suspended, revoked, or denied for making false representations in the certification process. The revocation, suspension, or denial of a certificate can be appealed to an appeal board. Exceptions to the certification requirement are provided, including research activities at schools and colleges, federal, state, or local government emergency operations, military or naval activities, or fireworks.

This legislation is not federally mandated, would not duplicate any other program, and would not

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require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of Administration  
Office of Attorney General  
Office of State Courts Administrator  
Department of Economic Development  
Department of Labor and Industrial Relations  
Department of Natural Resources  
Department of Public Safety  
Division of Fire Safety  
Department of Transportation  
Office of Secretary of State

**NOT RESPONDING: Department of Corrections**

A handwritten signature in black ink, appearing to read "Jeanne Jarrett".

Jeanne Jarrett, CPA  
Director  
April 13, 2000